

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

October 16, 2003

IN RE:

**IMPLEMENTATION OF THE FEDERAL
COMMUNICATIONS COMMISSION'S
TRIENNIAL REVIEW ORDER – 9 MONTH
PROCEEDING – HOT CUTS**

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**DOCKET NO.
03-00526**

ORDER APPOINTING HEARING OFFICER

This matter came before Chairman Deborah Taylor Tate, Director Pat Miller and Director Sara Kyle of the Tennessee Regulatory Authority (the “TRA” or “Authority”), the voting Panel assigned to this Docket, at a regularly scheduled Authority Conference held on October 6, 2003 for consideration of the appointment of a Hearing Officer.

As part of the impairment analysis of mass market switching required by the Federal Communications Commission’s Triennial Review Order, the TRA is required to establish a batch hot cut process or submit detailed findings as to why such a process is not necessary.¹ This nine-month Docket was opened for this purpose.

With the goal of achieving a regional approach to this effort, the Panel voted unanimously to appoint Director Kyle to serve as the Hearing Officer in this Docket in light of her long-term working relationship with other states and her leadership positions with the National Association of Regulatory Utility Commissioners (“NARUC”), specifically on the


¹ 47 CFR 51.319(d)(2)(ii).

NARUC Telecommunications Committee. In her capacity as Hearing Officer, Director Kyle will be responsible for coordination of any regional effort here in Tennessee and for general oversight of this Docket to rule on any petition(s) for intervention, to set a procedural schedule to completion of this Docket, and to address preliminary matters prior to a Hearing.

IT IS THEREFORE ORDERED THAT:

Director Kyle is appointed to serve as the Hearing Officer in this Docket responsible for coordination of a regional effort, to rule on any petition(s) for intervention, to set a procedural schedule to completion of this Docket, and to address preliminary matters prior to a Hearing.


Deborah Taylor Tate, Chairman


Pat Miller, Director


Sara Kyle, Director